

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

CIVIL ACTION NO.  
CV-20-04340

-----X

ABRAHAM GROSS

Plaintiff,

ORDER TO SHOW CAUSE

- against -

THE CITY OF NEW YORK Et al.

Defendant.

-----X

Upon the affidavits of ABRAHAM GROSS, submitted  
the \_\_\_\_ day of \_\_\_\_\_, **2020**, and upon the copy of the complaint hereto annexed, it is

ORDERED, that the above named defendant show cause before a motion term of  
this Court, at Room\_\_\_\_, United States Courthouse, 500 Pearl Street, in the City, County and  
State of New York, on \_\_\_\_\_, at \_\_\_\_\_ o'clock in the \_\_\_\_\_ noon  
thereof, or as soon thereafter as counsel may be heard, why an order should not be issued  
pursuant to Rule 65 of the Federal Rules of Civil Procedure enjoining the defendant during the  
pendency of this action from \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_

ORDERED that, sufficient reason having been shown therefor, pending the  
hearing of plaintiff's application for a preliminary injunction, pursuant to Rule 65, Fed. R. Civ. P.,  
the defendant is temporarily restrained and enjoined from \_\_\_\_\_

\_\_\_\_\_

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\_\_\_\_\_ ; and it is further

ORDERED that security in the amount of \$\_\_\_\_\_ be posted by the plaintiff prior to \_\_\_\_\_, \_\_\_\_\_, at \_\_\_\_\_ o'clock in the \_\_\_\_\_ noon of that day; and it is further

ORDERED that personal service of a copy of this order and annexed affidavit upon the defendant or his counsel on or before \_\_\_\_\_ o'clock in the \_\_\_\_\_ noon, \_\_\_\_\_, \_\_\_\_\_, shall be deemed good and sufficient service thereof.

DATED: New York, New York

ISSUED: \_\_\_\_\_M

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United States District Judge

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

\_\_\_\_\_  
ABRAHAM GROSS,

Plaintiff,

**CIVIL ACTION NO.  
20-CV-4340 (GBD/SN)**

-against-

THE CITY OF NEW YORK, NEW YORK CITY DEPARTMENT OF HOUSING  
PRESERVATION AND DEVELOPMENT, LOUISE CARROLL,  
ANNA-MARIE HENDRICKSON, MARAGERET BROWN, BABBA HALM,  
VICTOR HERNANDEZ, SHATARA PELL, EDWIN LUGO, NIDIA DORMI,  
GABRIEL MOMBRUN, HAROLD WEINBERG, NICK LUNDGREN,  
SAMANTHA SCHONFELD, JAMES E. JOHNSON, HELEN ROSENTHAL,  
BREAKING GROUND, JEANNE-MARIE WILLIAMS, BRENDA ROSEN,  
TERRESA PALMIERI, VANESSA CUCURULO, STEPHANIE LABARTA and  
TRAVIS FONG.

Defendants.  
\_\_\_\_\_X

**PLAINTIFF'S ORDER TO SHOW CAUSE FOR AN  
EMERGENCY CONFERENCE AND FOR  
DECLARATORY JUDGEMENT TO PROTECT THE  
INTEGRITY OF THESE PROCEEDINGS**

Abraham Gross  
Pro Se Plaintiff  
40 W 77 #10C  
NY, NY 10024  
917 673 1848  
[agross2@gmail.com](mailto:agross2@gmail.com)

**JUDICIAL INTERVENTION IS WARRANTED TO PREVENT FURTHER  
DESTRUCTION OF EVIDENCE**

1. For the past 522 days, a vile injustice continues to claim sweeping victories over lawful procedure, human decency, and the interests of justice.
2. As Plaintiff continues to suffer unspeakable harm, more than a year after qualifying for an single affordable housing apartment for the first time in ten years, Defendants casually refuse to show an iota of decency, instead focusing their efforts on destroying and/or altering incriminating evidence, pursuant to Plaintiff's protests.
3. As Plaintiff continues to endure inexpressible suffering, a flurry of ineligible residents continue to embezzle from the public affordable properties in Waterline Square and in virtually every other affordable property managed by Defendants.
4. In the most recent discovery of fraud, embezzlement, and corruption, Defendant HPD and their *Oversight and Integrity Unit* awarded thirteen (13) affordable apartments to Lovely Meah and Nadir Ahmed in the Park Chester affordable housing complex. The law limits such apartments to one per person. City payroll records show Lovely T Meah listed as a *F/T School Lunch Helper*, with an annual salary of \$16,770 in 2018. Between 2005–2017, Lovely T Meah/Lovely Meah managed to acquire six affordable housing properties in the aforementioned Park Chester complex: #3B, #7D, #10F, #11F, #3C, #7E.
5. Aside from the explicit laws barring an individual from owning multiple affordable Properties, these purchases are an impossible feat for a city employee with an annual salary of \$16,770.

6. Not only didn't Defendant HPD stop this, records prove it was an active participant in the scam: the same Nadir Ahmed with seven Park Chester apartments is the party who purchased an affordable property adjacent to HPD headquarters from Director of Affordable Housing at HPD, Victor Hernandez.
7. The Department of Investigations has already substantiated Plaintiff's claim that Mr. Henrandez- the Director, Mr. Mombrun, the project manager at Waterline Square who were both active in rejecting Plaintiff's application- jointly embezzled at least five other lottery affordable apartments.
8. Respectfully, Your Honor, please try to imagine what it feels like for Plaintiff, after 522 days of indescribable torment to learn that Lovely Meah and Nadir Ahmed were awarded thirteen affordable apartments, and the Director of Affordable Housing, as well as the project manager at Waterline Square embezzled five apartments.

whitepages

PERSON

REVERSE PHONE

REVERSE ADDRESS

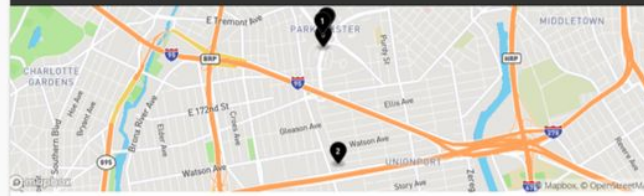
Lovely T Meah

Bronx NY



Lovely's Report &gt; Address &amp; Property History

## HOME ADDRESSES (6)



1 MARCH 2005 - MARCH 2020  
89 Metropolitan Oval Apt 11f  
Bronx, NY 10462

1 MARCH 2005 - MAY 2010  
89 Metropolitan Oval Apt 10a  
Bronx, NY 10462

2 FEBRUARY 2007 - APRIL 2018  
1021 Virginia Ave  
Bronx, NY 10472

1 NOVEMBER 2005 - NOVEMBER 2005  
1490 Metropolitan Ave Apt 3b  
Bronx, NY 10462

3 JULY 1996 - MARCH 2016  
22 Metropolitan Oval Apt 10f  
Bronx, NY 10462

2 APRIL 2001 - JULY 2005  
9 Metropolitan Oval Apt 7d  
Bronx, NY 10462

whitepages

PERSON

REVERSE PHONE

REVERSE ADDRESS

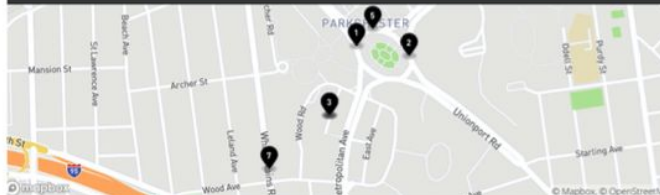
e.g. Genesis P Orridge

City, State



Nadir's Report &gt; Address &amp; Property History

## HOME ADDRESSES (7)



1 FEBRUARY 2000 - MARCH 2020  
89 Metropolitan Oval Apt 10a  
Bronx, NY 10462

1 MAY 2000 - SEPTEMBER 2011  
9 Metropolitan Oval Apt 7d  
Bronx, NY 10462

2 JUNE 1996 - JANUARY 2019  
18 Metropolitan Oval Apt 3c  
Bronx, NY 10462

1 JULY 2011 - JULY 2011  
1470 West Ave Apt 7i  
Bronx, NY 10462

3 OCTOBER 2014 - OCTOBER 2014  
1470 West Ave Apt 2d  
Bronx, NY 10462

2 MARCH 1992 - MAY 2000  
1410 White Plains Rd Apt Ph  
Bronx, NY 10462

4 JUNE 2012 - JUNE 2012  
1470 West Ave Apt 7e  
Bronx, NY 10462

**89 METROPOLITAN OVAL IS PART THE PARKCHESTER CONDUMINIUMS-A MASSIVE AFFORDABLE HOUSING COMPLEX WITH 40,000 RESIDENTS AND 12,000 UNITS.**

**AFFIDAVIT OF COMPLIANCE  
WITH SMOKE DETECTOR REQUIREMENT  
FOR ONE- AND TWO-FAMILY DWELLINGS**

State of New York } SS:  
County of Westchester

The undersigned, being duly sworn, depose and say under penalty of perjury that they are the grantor and grantee of the real property or of the cooperative shares in a cooperative corporation owning real property located at  
89 METROPOLITAN OVAL, 11F

Street Address Unit/Apt.  
BRONX New York, 3937 2243 (the "Premises");  
Borough Block Lot

That the Premises is a one or two family dwelling, or a cooperative apartment or condominium unit in a one- or two-family dwelling, and that installed in the Premises is an approved and operational smoke detecting device in compliance with the provisions of Article 6 of Subchapter 17 of Chapter 1 of Title 27 of the Administrative Code of the City of New York concerning smoke detecting devices;

That they make affidavit in compliance with New York City Administrative Code Section 11-2105 (g). (The signatures of at least one grantor and one grantee are required, and must be notarized).

Lovely Meah Nadia Ahmed  
Name of Grantor (Type or Print) Name of Grantee (Type or Print)  
Lovely Meah Nadia Ahmed  
Signature of Grantor Signature of Grantee

Sworn to before me  
this 29 day of June 2017

NOTARY PUBLIC-STATE OF NEW YORK  
No. 01ME6059558

Qualified in Westchester County  
My Commission Expires June 11, 2019

These statements are made with the knowledge that a willfully false representation is punishable as

Sworn to before me  
this 29 day of June 2017

JANET WEISSELS  
NOTARY PUBLIC-STATE OF NEW YORK  
No. 01ME6059558

Qualified in Westchester County  
My Commission Expires June 11, 2019

These statements are made with the knowledge that a willfully false representation is punishable as

**AFFIDAVIT OF COMPLIANCE  
WITH SMOKE DETECTOR REQUIREMENT  
FOR ONE- AND TWO-FAMILY DWELLINGS**

State of New York } SS:  
County of Bray

The undersigned, being duly sworn, depose and say under penalty of perjury that they are the grantor and grantee of the real property or of the cooperative shares in a cooperative corporation owning real property located at  
89 METROPOLITAN OVAL, 11F

Street Address Unit/Apt.  
BRONX New York, 3937 2243 (the "Premises");  
Borough Block Lot

That the Premises is a one or two family dwelling, or a cooperative apartment or condominium unit in a one- or two-family dwelling, and that installed in the Premises is an approved and operational smoke detecting device in compliance with the provisions of Article 6 of Subchapter 17 of Chapter 1 of Title 27 of the Administrative Code of the City of New York concerning smoke detecting devices;

That they make affidavit in compliance with New York City Administrative Code Section 11-2105 (g). (The signatures of at least one grantor and one grantee are required, and must be notarized).

Nadia Ahmed Lovely T. Meah  
Name of Grantor (Type or Print) Name of Grantee (Type or Print)  
Nadia Ahmed Lovely Meah  
Signature of Grantor Signature of Grantee

Sworn to before me  
this 19 day of October 2018

NEIL S. SAKRO  
Notary Public, State of New York

These statements are made with the knowledge that a willfully false representation is punishable as

Sworn to before me  
this 19 day of October 2018

NEIL S. SAKRO  
Notary Public, State of New York

These statements are made with the knowledge that a willfully false representation is punishable as

**Key Data**

Year	2018
Full Name	Lovely Meah T
Job Title	F/T School Lunch Helper
<a href="#">Get F/T School Lunch Helper Salary Statistics &gt;</a>	
State	New York
Employer	Dept Of Ed Hrly Support Staff
Annual Wage	\$16,770
Monthly Wage	\$1,398

With an annual salary of \$16,770 Lovely Meah acquired six (6) affordable apartments.

Date	Party A	Event	Party B	Unit / Mortgage	Amount
2017-06-29	Lovely Mugh 89 Metropolitan Oval Unit 1E, Bronx, NY	Sells To	Nashir Ahmed	89 Metropolitan Oval, Bronx, NY Unit 1E	N/A
Source: Public Records					
Search Contact Details					
2007-04-18	Lovely Mugh 89 Metropolitan Oval, #7E, Bronx, NY	Sells To	Tillapa Rein- Chigueni	22 Metropolitan Oval, Bronx, NY Unit 10F	\$19,000
Source: Public Records					
Search Contact Details					
2004-03-14	Lovely Mugh 89 Metropolitan Oval, #7E, Bronx, NY	Buys From	Gordon Mensah, Patience Mensah	22 Metropolitan Oval, Bronx, NY Unit 10F	\$55,000
Source: Public Records					
Search Contact Details					
2005-8-15	Lovely Mugh 89 Metropolitan Oval, #7E, Bronx, NY	Sells To	Ashar Akom Crouchburg, Beauty C Salem	1490 Metropolitan Avenue, Bronx, NY Unit 3B	\$78,000
Source: Public Records					
Search Contact Details					
2005-08-10	Lovely Mugh 89 Metropolitan Oval, Bronx, NY	Buys From	Fred Ofie	1490 Metropolitan Avenue, Bronx, NY Unit 3B	\$45,000

## Savoy Park

45 W 139th Street, Manhattan, NY 10037

**PROPERTY TYPE:**  
Affordable, Preservation

**NUMBER OF UNITS:**  
1,800

**PROPERTY SIZE:**  
1,034,818 SF

Savoy Park is an 1,800-unit rental property located in Central Harlem. Over half of the apartments at Savoy Park are income restricted and every unit is rent-regulated, ensuring that the community remains affordable long-term. The 13-acre campus occupies the block where the Savoy Ballroom once stood, where legends like Ella Fitzgerald, Duke Ellington and Count Basie once played. Originally constructed in 1959, each 17-story elevator building features newly renovated apartments with modern kitchens and bathrooms within large, flexible layouts. Many units showcase stunning views of the East River, Manhattan skyline, and other notable landmarks like Yankee Stadium and the George Washington Bridge.

**Victor M Hernandez** | New York, New York

**Age:** 62

**Relatives:** Walter A Hernandez, Amanda M Hernandez, Guillermo A Hernandez

**Phone Number:** 718-892-8167, 646-329-5032

**Email:** vict\*\*\*\*@aol.com, victor fo\*\*\*\*\*@yahoo.com


**Addresses:** 15 W 139th St Apt 15m, New York, NY; 252 E 4th St Apt 4a, New York, NY; 1610 Metropolitan Ave, Bronx, NY

**Previous Locations:** Brooklyn, NY

**Job Title:** Director Of Marketing And Affordability Oversight at New York City Department Of Housing Preservation And Development

The Director of HPD Affordable Housing, Victor Hernandez, has won more lotteries than anyone in NYC. All three of these properties are HPD affordable housing properties under Hernandez's control.



PROPERTY DATA			
Borough	Block	Lot	Unit Address
BROOKLYN	2004	1003	Entire Lot 3 212 SOUTH OXFORD STREET
<b>Property Type:</b> SINGLE RESIDENTIAL COOP UNIT			
CROSS REFERENCE DATA			
CRFN _____	or	Document ID _____	or _____ Year _____ Reel _____ Page _____ or File Number _____
PARTIES			
<b>GRANTOR/SELLER:</b> NYC PARTNERSHIP HOUSING DEVELOPMENT FUND CO, INC. 450 SEVENTH AVENUE, SUITE 2401 NEW YORK, NY 10123		<b>GRANTEE/BUYER:</b> GABRIEL MOMBRUN 212 SOUTH OXFORD STREET, UNIT 5F BROOKLYN, NY 11217	
FEES AND TAXES			
<b>Mortgage</b>		Filing Fee:	
Mortgage Amount:	\$ 0.00	\$	0.00
Taxable Mortgage Amount:	\$ 0.00	NYC Real Property Transfer Tax:	
Exemption:		\$	0.00
TAXES: County (Basic):	\$ 0.00	NYS Real Estate Transfer Tax:	
City (Additional):	\$ 0.00	\$	1,102.00
Spec (Additional):	\$ 0.00		
TASF:	\$ 0.00		
MTA:	\$ 0.00		
NYCTA:	\$ 0.00		
Additional MRT:	\$ 0.00		
<b>TOTAL:</b>	\$ 0.00		
		 <b>RECORDED OR FILED IN THE OFFICE OF THE CITY REGISTER OF THE CITY OF NEW YORK</b> Recorded/Filed 10-18-2011 12:57 City Register File No.(CRFN): <b>2011000367860</b>	

Mr. Mombrun's first acquisition was a subsidized apartment in 2011, at South Oxford Street, for a below-market price of \$275,458. According to public records, this project was developed with public and private funding and it is subject to regulatory agreements with HPD.

**From:** Pell, Shatara (HPD) <PelIS@hpd.nyc.gov>

**Sent:** Monday, July 8, 2019 11:05:20 AM

**To:** Teresa Palmieri; Dormi, Nidia (HPD); Vanessa Cucurullo; Stephanie Labarta; Sasha Williams; Jon Lee

**Cc:** Mombrun, Gabriel (HPD); Morgan, Monica (HPD); Hernandez, Victor (HPD); Lugo, Edwin (HPD)

**Subject:** RE: [REDACTED] waterline Square | Log [REDACTED]

Hi Teresa,

This file is out of order with skewed documents. The way this file was sent is completely tossed around and unprofessional and it needs to be resent in a decent order. I'm really confused, does Breaking Ground review the files they send to us?

Thank You,

Shatara Pell | Deputy Director | Marketing and Affordability Oversight Program  
NYC Department of Housing Preservation & Development  
212-863-6211

Current events

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What links here

Related changes

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Special pages

Permanent link

Page information

Wikidata item

Cite this page

In other projects

Wikimedia Commons

Print/export

## The Hub (building)

From Wikipedia, the free encyclopedia

Coordinates: 40°68′7290″N 73°98′1168″﻿ / ﻿

The **Hub**, also known as **333 Schermerhorn Street**, is a 610-foot, 55-floor skyscraper in the **Downtown Brooklyn** neighborhood of **Brooklyn, New York City**.<sup>[1][2][3]</sup> The building contains 754 apartments, four high-rise elevators and three mid-rise elevators.<sup>[4]</sup>

The Hub was the **tallest building in Brooklyn** when it topped out in December 2015,<sup>[5]</sup> passing previous record-holder, **AVA DoBro**, until it was passed in turn by Brooklyn Point, within the **City Point** complex, in April 2019.<sup>[6]</sup>

**Contents** [hide]

1 [Gallery](#)

2 [See also](#)

3 [References](#)

4 [External links](#)

**Gallery** [edit]



**The Hub**



<b>Form 668 (Y)(c)</b> <small>(Rev. February 2004)</small>	<b>18332</b> Department of the Treasury - Internal Revenue Service <b>Notice of Federal Tax Lien</b>	
<b>Area:</b> SMALL BUSINESS/SELF EMPLOYED AREA #1 <b>Lien Unit Phone:</b> (800) 829-3903	<b>Serial Number</b> <div style="text-align: right;">383587519</div>	<b>For Optional Use by Recording Office</b>
<b>As provided by section 6321, 6322, and 6323 of the Internal Revenue Code, we are giving a notice that taxes (including interest and penalties) have been assessed against the following-named taxpayer. We have made a demand for payment of this liability, but it remains unpaid. Therefore, there is a lien in favor of the United States on all property and rights to property belonging to this taxpayer for the amount of these taxes, and additional penalties, interest, and costs that may accrue.</b>		
<b>Name of Taxpayer</b> GABRIEL MOMBRUN		
<b>Residence</b> 333 SCHERMERHORN ST APT 12M BROOKLYN, NY 11217-1477		
<b>IMPORTANT RELEASE INFORMATION:</b> For each assessment listed below, unless notice of the lien is refiled by the date given in column (e), this notice shall, on the day following such date, operate as a certificate of release as defined		

Six years later, in 2017, Mr. Mombrun matriculates into transferring to himself, free of charge, an HPD affordable housing apartment designated for the public: apartment 12M in the HUB- a luxury, affordable housing project in Brooklyn (at the its inception in 2017, it was the tallest residential building in Brooklyn).

10. At the very least, Defendants conduct amounts to public official's inhuman indifference to suffering during the pandemic, despite the existence of viable solutions. The more sinister truth is that Defendants are being given the freedom to protect their lucrative, criminal enterprise ("the Scam") which continues to aggrieve millions of unlawfully-rejected, low-income affordable housing applicants, despite the courts being presented with clear and convincing evidence.
11. Respectfully, how can the judicial conscience sitting under ***In God We Trust*** continue endorsing this sickening indifference to human suffering during a global pandemic, when by clear and convincing evidence Defendants award 13 apartments to Lovely Meah and Nadir Ahmed? Respectfully, is there no limit as to how cruel and cynical this breach of human decency and public integrity will be, before an Hon court of law finally intervenes after 522 days of unspeakable torment?
12. In recent years, credible whistle-blowers within HPD's affordable housing division have come before the Honorable Southern District Court ("Honorable Court") and provided specific details and supporting evidence revealing Defendants atrocities as they relate to affordable housing.

Case 1:17-cv-06073-AT Document 23 Filed 02/16/18 Page 1 of 1

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

RICARTE ECHEVARRIA,

Plaintiff,

-against-

CITY OF NEW YORK; NEW YORK CITY  
DEPARTMENT OF HOUSING PRESERVATION  
AND DEVELOPMENT; and ANNE-MARIE  
HENDRICKSON, in her official and individual  
capacity,

Defendants.

**STIPULATION  
OF DISMISSAL  
WITH PREJUDICE**

17 Civ. 6073 (AT)

**IT IS HEREBY STIPULATED AND AGREED** by and between the parties as

represented by their attorneys below, that, pursuant to Rule 41(a)(1)(ii) of the Federal Rules of  
Civil Procedure, the above-captioned action be, and it hereby is, withdrawn, discontinued, and  
dismissed, with prejudice and without costs, expenses or fees of any kind to any party.

Dated: Park Ridge, New Jersey  
February 15, 2018

Dated: New York, New York  
February 15, 2018

21. Specifically, in January 2016, Defendant Hendrickson—Deputy Commissioner of  
the Office of Asset and Property Management and Plaintiff's supervisor—sent Plaintiff an email  
directing him to grant an apartment in one of the buildings he managed for Mr. Brown.

22. At all times relevant to this Complaint, Mr. Brown was an individual who was a  
resident of another state and a relative of an employee in the NYC Law Department.

23. As Mr. Brown was a resident of another state, providing Mr. Brown with one of  
the low-income apartments violated relevant laws and regulations.

24. Upon information and belief, Mr. Brown was not selected or approved by any  
Tenant Association.

25. Plaintiff met with Vivian Louie—Assistant Commissioner of the HPD—in her  
office, and complained that giving Mr. Brown an apartment was unlawful because Mr. Brown  
did not meet any criteria or administrative purpose for receiving such an apartment.

26. Ms. Louie responded that she "hated when [Defendant Hendrickson] does stuff  
like this."

Case 1:18-cv-01626-ER Document 46 Filed 01/14/19 Page 1 of 2

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

KARINA RODRIGUEZ,

Plaintiff,

- against -

THE CITY OF NEW YORK, ANNE-MARIE  
HENDRICKSON, ERIC ENDERLIN, VICTOR  
HERNANDEZ, SHATARA PELL, MARGARET  
BROWN, LISA TALMA, and JOHN and JANE DOES 1-5  
(said names being fictitious, the persons intended being  
those who aided and abetted the unlawful conduct of the  
named Defendants),

Defendants.

**STIPULATION OF  
VOLUNTARY DISMISSAL**

18 Civ. 1626 (ER)

IT IS HEREBY STIPULATED AND AGREED, by and between the

parties as represented below, as follows:

1. Pursuant to Federal Rule of Civil Procedure Rule 41(a)(1)(A)(ii), all of  
Plaintiff's claims in the above-referenced action, are hereby dismissed, with prejudice,  
and that an order to that effect may be entered without further notice.

Dated: New York, New York  
December 19, 2018

MADUEGBUNA COOPER, LLP  
Attorneys for Plaintiff  
30 Wall Street - 8<sup>th</sup> Floor  
New York, New York 10005  
Tel: (212) 232-0155

ZACHARY W. CARTER  
Corporation Counsel of the  
City of New York  
Attorney for Defendants  
100 Church Street

13. The Defendants rushed to settle these cases prior to the discovery. It is noted that Defendants continue refusing to comply with the FOIL request asking to see these settlements<sup>1</sup>.
14. The plain meaning of the HPD whistle-blowers sworn affidavits is horrific. A corrupt, greedy network of high-ranking public housing officials are using their access to public property as a lucrative criminal get-rich Scam that features embezzlement, fraud, corruption, and racial discrimination.
15. As a direct result of these crimes, eligible low-income applicants are deprived of affordable housing.
16. Most certainly, an Honorable court of law must never be used as a powerful corruption rubber stamping department, that abuses the extraordinary powers society has given to judges - ostensibly honorable souls who are held to a higher ethical standard- to ratify, support, and protect the Scam at all costs.

<sup>1</sup> The precedent established early on in related State-Proceedings is that Defendants are above-the-law. The FOIL was one of many laws that Defendants were entitled to ignore.

17. Respectfully, not only are these affidavits coming from a credible source from the inside- they substantiate the heart and soul of Plaintiff's allegations, expose the corruption for what it is, and are entirely consistent with the tsunami of incriminating evidence uploaded to NYSCEF.
18. For an Honorable court of law to adopt a laissez faire approach to such a pervasive breach of public trust that is resulting in unconscionable pain, suffering, and harm is comparable to tossing every sacred about the U.S. constitution into a blaze of fire.
19. Every day, new incriminating evidence emerges that further substantiates the veracity of Plaintiff's allegations.
20. This evidence also further substantiates the sworn affidavits of recent HPD whistle-blowers, who described under oath to this Honorable Court Defendants sickening culture of corruption, fraud, embezzlement, bribery, and perjury.
21. Moreover, the essence of the incriminating evidence was submitted and substantiated by law enforcement.
22. Nonetheless, Plaintiff is forced to observe in horror as law enforcement acknowledges the criminal actions, but at the same time- refuses to intervene.
23. For whatever it is worth , 2021 is an election year in NYC. And for public officials with criminal tendencies this means it is time to up the ante of egregiousness. An Honorable Court of law cannot accept this.
24. This reaction from law enforcement- acknowledgment of criminality coupled by an coordinated attempt to downplay the significance of these heinous crimes - is great news for Defendants.



25. This is exactly the news they were given in prior State proceedings at every turn: aggrieve whoever you desire, grant apartments to whoever you desire, skip the log book, refuse to show the log book, discriminate as much you like against non-Hispanic applicants, violate court orders, render the law hollow, disregard statutory provisions- whatever you do, the court will find ways to protect your crimes.
26. Pursuant to this endorsement, it is crystal clear that Defendants are increasingly empowered by the belief their criminal enterprise will continue enjoying the protection of the courts- no matter how egregious or inhuman it is proven by objective evidence.
27. Most notable in the category of new incriminating evidence are Defendants consistent attempts to modify and/or delete incriminating evidence, sent by Plaintiff to opposing counsel, with express request that Defendants should not move to destroy further evidence.
28. While Plaintiff has suffered indescribably for 522 days, the Defendants cynically awarded countless affordable apartments to a flurry of unqualified candidates.
29. Whenever Plaintiff submits a new name of such a resident, Defendants simply move to delete and/or modify incriminating data from public records, alternatively, they ask this resident to leave Waterline Square to one of his other affordable housing lottery apartments. This happened with every single resident that Plaintiff protested.
30. As it happens, all of these unlawful lottery winners had Hispanic last names, further substantiating Plaintiff's racial discrimination allegations, as well as



the sworn affidavit of a whistle-blower, who swore HPD's policy is to discriminate against all non-Hispanic applicants.

31. Respectfully, the Defendants who have proven their ability to change incriminating records should not be given the autonomy to continue destroying material evidence. Plaintiff respectfully seeks to argue in favor of a court order that will prevent Defendants and/or any current resident in Waterline Square from deleting/modifying incriminating housing information without written prior notice to the Hon. Court.

**THE COURT SHOULD REJECT DEFENDANT HPD'S IMMINENT REQUEST FOR A 60 DAY EXTENSION TO ANSWER THE COMPLAINT**

**HELEN ROSENTHAL - COUNCIL MEMBER OF WATERLINE SQUARE CB, ON THE HOUSING COMMITTEE, RUNNING FOR COMPTROLLER OFFICE - I CAME TO HER FOR HELP IN JULY 2019**

**AFTER PROTESTING IN JUNE 2020 THE FACT MS ROSENTHAL MOVED INTO THE COMPLEX ADJACENT TO WATERLINE SQUARE, OWNED BY SAME DEVELOPER, AND MANAGED BY BREAKING GROUND, SHE QUICKLY MAKES CHANGES TO HER HOUSING RECORDS**

**BEFORE PROTESTING JULY 2019 IS THE TIME SHE SUDDENLY STOPPED RETURNING MY CALLS**

**Address & Property History**

- 1 JULY 2019 - MARCH 2020  
400 W 63rd St Apt 2404  
New York, NY 10069
- 2 JUNE 1997 - SEPTEMBER 2019  
225 W 83rd St Apt 4k  
New York, NY 10024
- 3 MAY 2004 - SEPTEMBER 2012  
225 W 83rd St Apt 15e  
New York, NY 10024
- 4 JANUARY 2011 - JANUARY 2011  
1712 Shadford Rd  
Ann Arbor, MI 48104
- 5 APRIL 1991 - JANUARY 2003  
2000 Broadway Apt 23d  
New York, NY 10023
- 6 OCTOBER 1989 - JANUARY 2003  
75 Washington Pl Apt 3  
New York, NY 10011
- 7 SEPTEMBER 1987 - JANUARY 2003  
320 49th St Apt 3a  
Union City, NJ 07087
- 8 JANUARY 1991 - MARCH 2020  
55 E 9th St Apt 10e  
New York, NY 10003
- 9 NOVEMBER 1994 - APRIL 2001  
720 W End Ave # 1603  
New York, NY 10025
- 10 JUNE 1995 - JUNE 1995  
215 Adams St Apt 12a  
Brooklyn, NY 11201
- 11 OCTOBER 1987 - DECEMBER 1988  
225 Adams St Apt 6h  
Brooklyn, NY 11201
- 12 JANUARY 1991 - JANUARY 1991  
55 E 9th St Apt 9m  
New York, NY 10003

Helen Rosenthal was bribed with luxury affordable housing to drop her inquiry

32. To clarify, the complete version of the complaint was sent via email to opposing counsels, on June 19, 2020. Counsel for Defendant HPD stated that she would accept email service on June 23, 2020.

33. Respectfully, what Defendant Rosenthal did is, respectfully, despicable.

34. Defendant Rosenthal must not be given more time to conjure up some excuse for her actions, rather, the interests of public integrity call for her to explain why she: (a) first acknowledged that she was aware of Defendants problematic track record of arbitrarily rejecting qualified candidates (b) promised to request the Defendants explain their conclusory numbers inconsistent with the record (c) was a no-show to a scheduled appointment (d) refused to follow up and didn't respond to messages, eventually instructing her Chief of Staff to tell Plaintiff that the best thing would be to go into a shelter (e) refused to explain why she backed out of her commitment to obtain a more detailed explanation from Defendants (f) at the very same time, moved into an off-the-market apartment in the adjacent complex to Waterline Square- the Ashley # 2404, operated by Defendant Breaking Ground, owned by the same developer, and without signing a lease or rental agreement (g) showed extraordinary inhuman indifference to Plaintiff when he begged her for help, standing outside her office as the pandemic erupted, and while she knew very well dozens of apartments were still vacant (h) in immediate response to Plaintiff's protesting in his complaint this sickening sequence of events, Ms. Rosenthal promptly moved out of apartment 2404, and invested considerable time and effort to modify further housing records which showed more housing violations.

35. These allegations demand an honest response, rather than evasive maneuvers to buy more time.

**THE AFFORDABLE HOUSING LOTTERY PROCESS IS A SICKENING SCAM THAT MUST BE REMEDIED RATHER THAN ENDORSED BY A COURT OF LAW**

36. It is sad to allow for the Defendants to continue with their cynical false portrayal of the affordable housing application process (“the Process”) as a fair Process that is in compliance with law.

37. This is a vicious lie that was exposed by multiple whistle-blowers in prior proceedings.

38. It is a mockery of justice and of well-established precedent for this Honorable Court to pretend that the factual findings of these litigations bear no relevance to the case at bar.

39. Worse yet, the immediate effect of the Hon Court’s adoption of this vicious lie enables Defendants criminal enterprise to blossom. If the courts are indifferent to substantiated evidence of fraud, embezzlement, bribery, corruption, and perjury- who are they to judge?

40. Rather, the harrowing truth of the culture of corruption rampant in Defendants offices- a culture which also destroys lives of well-deserving applicants should inspire the appropriate response from the designated forum to redress the injustice inflicted by public agencies.

# MANHATTAN CONTRARIAN

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## How Corrupt Is The New York "Affordable Housing" Game?

May 24, 2019 / Francis Menton

In New York City we have a dizzying array of taxpayer-subsidized “affordable housing” schemes: low income public housing; mixed income public housing; “limited equity” co-ops; the so-called “Mitchell-Lama” program; 80/20 and 70/30 “inclusionary zoning” requirements; and plenty more. Something around 1 million people live in one type or another of these subsidized projects. That would be about 1 person out of eight in the City.

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How pervasive was the corruption? The indictment announced on Tuesday involved bribes paid for some 18 apartments (in a complex of some 6000 units). But DA Gonzalez had this to say:

*"We would have to be naive to think that these were the only apartments in Luna Park that were awarded through bribery," Gonzalez said. "In fact, we actually believe that this was the norm, not the exception."*

In a follow-up editorial on Wednesday, the Post quoted a resident as follows:

*"Well over half of the apartments here were gotten through bribes," one resident of the taxpayer-subsidized Luna Park complex tells The Post. "It's impossible to get an apartment here without bribing your way in."*

And this is just one of dozens of such projects all around the City, with apartments that go not to the highest bidder, but rather through some political allocation that is supposedly "fair" and "just." From the Post's May 22 piece:

*[I]t's hardly cynical to suspect that insiders are pulling scams all across the city's vast and varied affordable-housing landscape.*

Pervasive corruption in such allocation is completely inevitable. If we somehow get one set of totally honest gatekeepers at some project for some period of time, the next set of

vote for trump in  
2020

A WEEK AGO

Manhattan Contrarian -  
Economic, Political &  
Legal Commentary RSS

#### Recommended reading:

- Althouse
- American Thinker
- Carlin Economics
- City Journal
- Climate Audit
- Climate Depot
- Climate Etc.
- Climate Realists
- Climate Scepticism

## Brooklyn DA Gonzalez: 3 Arrested In Coney Island Affordable Housing Complex Bribery Scandal

May 21, 2019 at 6:18 pm

Filed Under: [affordable housing](#), [Coney Island news](#), [Department of Housing Preservation and Development](#), [Eric Gonzalez](#), [Local TV](#), [Luna Park](#), [Marcia Kramer](#), [New York](#), [NYC Department of Investigation](#)

NEW YORK

FEEDBACK

## NYC sued in affordable housing 'scam,' waiting lists ignored: lawsuit

**THE CORRUPTION OF STATE PROCEEDINGS IS INHERENT TO THIS  
FEDERAL LAWSUIT**

41. From the onset of the related state proceedings (“State Proceedings”) in the Supreme Court Part 56 (“the Court”), and in the Appellate Division First Department (“Appellate Division”), Plaintiff was introduced to an unnerving reality that should not be tolerated by any court of law: Plaintiff’s constitutional rights for due process and for an impartial judiciary pervasively being rendered null by those sworn to protect the integrity of the judicial process.
42. This reality is proven by clear and convincing evidence- a limited selection of which is illustrated herein. All of Plaintiff’s attempts to protest the sad mockery of fundamental fairness were laughed at, dismissed or simply ignored.
43. Critically, Defendants systemic corruption of State Proceedings is intrinsic to Plaintiff’s federal lawsuit in case 20-CV-4340, as it goes to the heart of Plaintiff’s claims under the Racketeer Influenced and Corrupt Organizations Act 18 U.S.C. §§ 1961-1968 (“RICO”).
44. Pursuant to RICO, Plaintiff will present the Court with clear and convincing evidence that the Defendants constitute an enterprise engaged, *inter alia*, in (a) pervasive embezzlement, bribery of public officials, mail fraud, wire fraud, obstruction of justice, alteration/falsification of official records, perjury, and racial discrimination; (b) that the alleged conduct constitutes a pattern of criminal conduct (c) involves both state and federal property (d) continues even as these words are written.



45. This evidence will include: (1) thousands of public records including unlawful transfer deeds (2) sworn affidavits from whistle-blowers with first-hand knowledge (3) incriminating email correspondence omitted from the administrative record (4) court records proving the culprits corrupted the legal process by pervasively steering cases to *favorable judges* (5) fraudulent deeds that feature the same person signing for the City of New York as the seller, and with their own name as the buyer (6) Defendants concerted efforts to conceal, modify, and delete incriminating evidence from official city databases.

**PLAINTIFF HAS ATTEMPTED TO HIRE COUNSEL IF ONLY TO  
OBTAIN THE ILLUSION OF FAIRNESS**

46. To date, Plaintiff shared incriminating evidence with at least sixteen (16) other lawyers, hoping to find one who may represent him based on a contingency or pro bono.

47. The uniformed response from the legal profession was as disturbing as it could be imagined by a judicial conscience:

(a) Indeed, Mr. Gross, objectively, this evidence and the Court's record is demonstrative of a grave injustice; (b) objectively, the evidence confirms the affordable housing is tainted with the corruption that has been already been well-documented in the SDNY; (c) objectively, you have a legitimate claim and grievance, and in a better world, a court of law would in fact be the correct forum to remedy the injustice; (d) regretfully, in State Proceedings, you have no chance, as the Defendants have already proven their ability to corrupt the judicial process by steering trial and appellate proceedings to

favorable judges who (e) hold unbearable conflicts of interests as it relates to city agencies and/or powerful real-estate developers and/or as it relates to affordable housing; (f) refuse to recuse themselves despite their impartiality reasonably being called into question (g) refuse to apply the well-established precedent regarding an agency's ability to use shifting grounds for later determinations; (h) ignore the well-established precedent pertaining to the consequences of an agency filing an incomplete administrative record pursuant to CPLR 7804; (i) disregard the well-established laws that require an issue of fact to be fully and fully litigated before collateral estoppel can take effect; (j) set aside the well-established precedent pertaining to judgements that were secured by intrinsic/extrinsic fraud; (k) ignore the well-established precedent pertaining to giving a litigant a reasonable chance to challenge an incomplete administrative record; (l) consistently deconstruct Plaintiff's material allegations to suit the court's own predetermined conclusion; (m) disregard and/or misconstrue exculpatory evidence that refutes the court's material conclusions; (n) apply gag orders to prevent further incriminating evidence being submitted; (o) intervene such that the Appellate proceedings are steered to the court's business partner and neighbor in the Appellate Division, the Hon. Justice Anil Singh; (p) simultaneously with this gag order being issued, both the court attorney, Mr. Goldberg, and the neighbor Appellate Justice (Hon. Justice Singh) move out of subsidized apartments they unlawfully-held for more than thirty-four (34) years, despite this action further casting a heavy shadow calling on the court's impartiality; (q) issuing without warning sanctions that deprive the Plaintiff of his constitutional right to file a motion to vacate pursuant to

evidence of fraud on the court; (r) continually affirm the Defendants contention that they are free to disregard any law, regulation, or provision as it relates to the affordable housing application process; (s) disregard the well-established precedent from the Court of Appeals that the Freedom of Information of Law (“FOIL”) is not simply a joke, instead affirming Defendants right to ignore the FOIL as they deem fit; (t) protecting Defendants right to commit audacious perjury by the same party decision maker who verified Defendants answer and swore that she had no conversations with Plaintiff, whereas, Plaintiff producing proof of two such conversations that lasted over 25 minutes; (u) refused to follow court procedures as they pertain to related proceedings, before reluctantly being forced to transfer these proceedings to a proper, agency part (v) Mr. Gross, it is abundantly clear that your appeal will never be given a fair chance, as proven the Appellate Clerk’s continued breach of impartiality, sabotage efforts, and especially the most recent act of sabotage (w) accordingly, Mr. Gross, your chance for a remedy from a State court of law in is hopeless. There will be no justice. We recognize the disturbing appearance of judicial impropriety is deplorable, as is the judicial endorsement of administrative fraud; that said, there is nothing that can be done. This is how it has been for years. The system viciously fights back against anyone who dares ask that the judicial process not be tainted with external influence from the same people who elected the judges to begin with (x) As an aggrieved pro se litigant, your only prayer for a remedy is in federal court, where you may or may not find a judge who does not hold a conflict of interest related city agencies/affordable housing, who is willing to adjudicate based on the

evidence and the controlling precedent, and who is bothered by racial discrimination and embezzlement of public property; (y) for all these reasons, we are afraid and/or unequipped to take on this case (z) we validate and are truly sorry for what the aforesaid implies about the legal profession. Some of us actually feel ashamed. Others have tried to take remedial measures but were instantly shot down by the powers that control the courts. In short, we are helpless against pervasive corruption that allows powerful real-estate developers and public agencies to buy justice. We wish you the best of luck.

### **CONCLUSION**

48. An emergency conference is heavily warranted to address the aforesaid and other issues pertaining to corruption of the judicial process.

### **PRAYER FOR RELIEF**

WHEREFORE, Plaintiff prays for relief as follows:

- I. Order an emergency conference to address the aforesaid time-sensitive issues and temporary injunctive relief preventing Defendants from destroying more evidence.
- II. Order that any judge and/or attorney with conflict of interest as it pertains to affordable housing will be barred from adjudicating these proceedings. Examples include but are not limited to: (a) simultaneously residing in more than one

rent-stabilized/rent-controlled apartment (b) and/or being associated with an income-restricted property (c) moving to modify prior housing records pursuant to Plaintiff submission of incriminating information.

III. Allow other Plaintiffs who have also been unlawfully-rejected from other affordable housing projects, and who have contacted Plaintiff- to join this action.

IV. Any further legal and equitable relief that the Honorable Court deems appropriate and just.

I, hereby affirm under the penalty of perjury that the forgoing is true and accurate to the best of my knowledge and belief.

Respectfully submitted,

Abraham Gross



**EXHIBIT A: APPELLATE DIVISION DELIBRATE SABOTAGE: REFUSE TO UPLOAD THE RECORD FOR TWO MONTHS AND THEN DISMISS THE APPEAL FOR REFUSING TO UPLOAD THE RECORD**

#	Document	Filed By	Status
1	<u>COPY OF NOTICE OF APPEAL WITH PROOF OF FILING / INFORMATIONAL STATEMENT / ORDER OR JDMT APPEALED FROM</u> *Corrected*	<u>Gross, A. (Pro Hac / Pro Se)</u> Filed: 03/17/2020 Received: 03/23/2020	<b>Processed</b> <a href="#">Confirmation Notice</a>
2	*** DELETED BY COURT ***	Deleted	Deleted
3	*** DELETED BY COURT ***	Deleted	Deleted
4	*** DELETED BY COURT ***	Deleted	Deleted
5	*** DELETED BY COURT ***	Deleted	Deleted
6	*** DELETED BY COURT ***	Deleted	Deleted
7	*** DELETED BY COURT ***	Deleted	Deleted
8	*** DELETED BY COURT ***	Deleted	Deleted
9	<u>APPLICATION FOR INTERIM RELIEF</u> *Corrected* <i>Dear Hon. Clerk,I pleaded not to delete more files. I explained that due to the coronavirus, I have ... show more</i>	<u>Gross, A. (Pro Hac / Pro Se)</u> Filed: 03/30/2020 Received: 04/14/2020	<b>Processed</b> <a href="#">Confirmation Notice</a>
10	*** DELETED BY COURT ***	Deleted	Deleted
11	*** DELETED BY COURT ***	Deleted	Deleted
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20	*** DELETED BY COURT ***	Deleted	Deleted



29 of about 92

**From:** Janaud J. Miller <jjmill@nycourts.gov>

**Sent:** Thursday, May 14, 2020 9:57 AM

**To:** Janaud J. Miller <jjmill@nycourts.gov>

**Subject:** RE: Procedure to obtain an Order to proceed as an Essential Filing -101081/2019

Good Morning,

I hope this email finds you well. It has been brought to my attention that you have not come in to file the Subpoena as yet. Please come down to 60 Centre Street today before 3pm to file your Subpoena. If not, the next available time to process this filing will be Tuesday, May 19<sup>th</sup>. Be safe and well.

...

**Avi Gross** <agross2@gmail.com>  
to Janaud ▾

With God's Grace, I hope to make it today. Thank you

...

Thu, May 14, 9:59 AM ☆ ↩ ⋮

**Avi Gross** <agross2@gmail.com>  
to Pierre, Janaud ▾

Hi,

Respectfully, I'm on route

Thu, May 14, 2:44 PM ☆ ↩ ⋮

24 \*\*\* DELETED BY COURT \*\*\*

25 \*\*\* DELETED BY COURT \*\*\*

26 \*\*\* DELETED BY COURT \*\*\*

27 APPELLANT'S BRIEF

*Dear Hon. Clerk- if there are issues, please do not just delete. I do not have consistent access to ... show more*



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*Returned For  
Correction*

28 COPY OF COUNTY CLERK CERTIFICATE -

*Dear Hon. Clerk: Please Kindly Upload the Record Sent by the Supreme Court. Thank You.*



**Refile Document**

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Correction*

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31 \*\*\* DELETED BY COURT \*\*\*

32 AFFIDAVIT -

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W/SUPPORTING DOCUMENTS INCLUDING EXHIBI ... show more*



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33 NOTE OF ISSUE

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34 SUPPLEMENTAL RECORD ON APPEAL

*Dear Hon. Clerk, Please Kindly Upload the Record that was sent from the Supreme Court, such that I m ... show more*



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35 STIPULATION -



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36 COPY OF ADDITIONAL NOTICE OF APPEAL WITH PROOF OF

*Returned For  
Correction*





### Appellate Division - 1st Dept

Comment Added to Case

07/20/2020

#### Comment from Court User - Kam Yuen

IMPORTANT NOTICE: This application, under document #38, is an application for limited interim mandamus and vacating of order, is being presented as appealing from an order dated 5/8/2020, order by Judge John J. Kelly, if this is so, please provide this court with the Notice Appeal and informational statement filed with court of original instance. Also note if this is an appeal of the order noted above, you must initialize to obtain a new case number for this new appeal filed, and **file** your present application under the new case number once issued by this court. This case number, 2019-04206, is assigned to an appeal with Notice appeal dated 9/16/2019 appealing from an order entered on 8/23/2019 which has been deemed dismissed by this court for failure to perfect. Also note a mandamus request against a supreme court justice is an original processing with this court, and may not be may via an application, and to vacate an order you must **file** a full motion and not by application. Please contact this office if you have any questions. As a result this application can not be accept or entertained as this time.

#### Case Information

Appeal #: 2019-04206

Caption: ABRAHAM GROSS v. THE DEPARTMENT OF HOUSING PRESERVATION AND DEVELOPMENT (HPD) et al

#### Document Information

Document #: 38

Document Type: APPLICATION FOR INTERIM RELIEF